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Bruce T Beesley

Honorable Bruce T. Beesley
United States Bankruptcy Judge



Entered on Docket
June 04, 2020

George Haines, Esq.
Nevada Bar No. 9411
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Attorneys for Debtor

E-FILED: June 2, 2020

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

STEVE PANDI,

Debtor(s).

Case No: BK-S-20-10243-BTB

Chapter 13

Hearing Date: 5/21/2020
Hearing Time: 10:00 a.m.

**ORDER ON MOTION TO DETERMINE BAVARIAN MOTORS LTD.'S WILLFUL
VIOLATION OF THE AUTOMATIC STAY AND REQUEST TO RECOVER
PUNITIVE DAMAGES, ATTORNEY'S FEES AND SANCTIONS**

Debtor's Motion for Sanctions ("Motion") came regularly before the Court for hearing on May 21, 2020 at the hour of 10:00 a.m., Ben Chambliss of the law firm of Haines & Krieger, LLC appeared on behalf of Debtor, no opposition or other appearance having been made; and the Court finding good cause to grant Debtor's Motion for Sanctions, ECF No. 11, now therefore:

1 **IT IS HEREBY ORDERED ADJUDGED AND DECREED** that Debtor's Motion
is granted;

2 **IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED** that
3 BAVARIAN MOTORS LTD., must pay Debtor's attorney's fees and costs in the amount of
4 \$3,893.50 and costs in the amount of \$35.40.

5 **IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED**
6 BAVARIAN MOTORS LTD., must pay actual damages in the amount of \$5,000.00.

7 **IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED**
8 BAVARIAN MOTORS LTD., must pay actual damages in the amount of \$25,000.00 for
9 emotional distress Debtor suffered as a result of BAVARIAN MOTORS LTD.'S violations of the
10 automatic stay.

11 **IT IS HEREBY FURTHER ORDERED ADJUDGED AND DECREED** that
12 Debtor shall submit a Judgment in favor of STEVE PANDI, and against BAVARIAN MOTORS
13 LTD., in the following amounts:

- 16 • Actual Damages—Attorney's Fees and Costs: \$3,928.90
- 17 • Actual Damages— \$5,000.00
- 18 • Actual Damages—Emotional Distress: \$25,000.00

19 **TOTAL: \$33,298.90**

20 **IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED** that the
21 Judgment may be enforced by a writ of execution and in proceedings supplementary to and in aid
22 of execution pursuant to Fed. R. Bankr. P. 7069.

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1 **IT IS HERBY FURTHER ORDERED, ADJUDGED AND DECREED** that a copy
2 of this Judgment shall be kept an indexed with the civil judgments of the district court pursuant to
3 Fed. R. Bankr. P. 5003(c).

4
5 Submitted By:
6

7 /s/ George Haines, Esq.

8 George Haines, Esq.
9 Nevada Bar No. 9411
10 HAINES & KRIEGER, LLC
11 8985 S. Eastern Ave., #350
12 Las Vegas, Nevada 89123
13 Attorneys for Debtor

9021 CERTIFICATION

1 In accordance with LR 9021, counsel submitting this document certifies that the order
2 accurately reflects the court's ruling and that (check one):

3 The court has waived the requirement set forth in 9021(b)(1).

4 No party appeared at the hearing or filed an objection to the motion.

5 I have delivered a copy of this proposed order to all counsel who appeared at the
6 hearing, and any unrepresented parties who appeared at the hearing, and each has
7 approved or disapproved the order, or failed to respond, as indicated below [list each
8 party and whether the party has approved, disapproved, or failed to respond to the
document]:

9 I certify that this is a case under Chapter 7 or 13, that I have served a copy of this
10 order with the motion pursuant to LR 9014(g), and that no party has objected to the
form or content of the order.

11 /s/ George Haines, Esq.

12 George Haines, Esq.

13 HAINES & KRIEGER, LLC

14 8985 S. Eastern Ave., #350

15 Las Vegas, NV 89123

16 Attorneys for Debtor

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